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1 conversations, none of these individuals at any point
2 in time told you that the reason why you were taken
3 out of the World Series or not promoted to crew chief
4 was because of your color, race or national origin,
5 correct?

6 A. No. That never came up.

7 MR. MURPHY: Neil, we've been going at it
8 for an hour and 20. Can we take a brief break?

9 MR. ABRAMSON: Sure.

10 MR. MURPHY: Thank you, sir.

11 MR. ABRAMSON: Off the record.

12 THE VIDEOGRAPHER: Off the video record at
13 9:22 a.m.

14 (A recess was taken.)

15 THE VIDEOGRAPHER: Back on the video
16 record at 9:31 a.m.

17 Q. (By Mr. Abramson) Mr. Hernandez, it's our
18 understanding that there were no chief openings in
19 2012. Do you know whether that -- you agree with
20 that or not?

21 A. I have -- I have no idea.

22 Q. Okay. Do you recall whether you applied
23 for a crew chief opening in 2012?

24 A. I don't recall.

25 Q. Do you recall the next time you applied

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1 for a chief opening?

2 A. I don't, but I -- it was four times --

3 Q. Four times.

4 A. -- I think I -- yes, I applied for it.

5 Q. Okay. We believe -- and I'll ask you if
6 you know one way or the other. We believe that you
7 again applied for a crew chief in 2013. Does that
8 sound familiar?

9 A. Okay.

10 Q. Does it sound right to you or --

11 A. Sure, okay.

12 Q. Do you recall at that time the process for
13 crew chief selection?

14 A. Do I -- did I know the process?

15 Q. Yes.

16 A. Same as from what I understood it was.

17 Q. Okay. Do you recall who was
18 involved -- all your -- withdrawn.

19 [REDACTED]

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1 A. They pick and choose.

2 Q. Who -- who's the "they," do you know?

3 A. Ring of supervisors/executives.

4 Q. Was this something that you had -- that
5 you wanted to be active -- acting crew chief?

6 A. You -- as an umpire, you work hard with
7 your years of service. They -- they see -- they see
8 you perform, and they put you in charge of that, yes;
9 and that's something I guess you work for, yes.

10 Q. Is there a compensation adjustment for
11 being active crew chief -- acting -- interim crew
12 chief? I'm sorry.

13 A. As well as crew chiefs, yes, as well as
14 the full-time contract that crew chiefs -- yes, it's
15 the same, same amount..

16 Q. Okay. Thank you. I'm going to tell you
17 what we have as the record of you functioning as the
18 interim crew chief, and I want to see if this is
19 correct, okay. We have you as an interim crew chief
20 for 21 days in 2011?

21 A. I didn't know the number of days, but
22 I -- I believe you.

23 Q. 98 days in 2013?

24 A. Okay.

25 Q. Do you recall whether you were an interim

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1 crew chief in 2013?

2 A. Yes, yes.

3 Q. That you were interim crew chief in 2014?

4 A. Okay.

5 Q. Is that right?

6 A. Sounds right.

7 Q. In 2015, right?

8 A. Yes, sir.

9 Q. 2016?

10 A. Yes, sir.

11 Q. Is there a -- is there a -- have you been
12 interim crew chief since 2016?

13 A. Well, I was the number two guy. When the
14 chief goes home for vacation, you just assume that
15 position.

16 Q. Okay.

17 A. So it could go way back. I've never kept
18 track of number of days that I've been in that
19 position to run a crew.

20 Q. Okay.

21 A. The total number of days, I guess, over my
22 career.

23 Q. And are your -- having been an interim
24 crew chief, would you say that your responsibilities
25 as crew chief are different than being on the crew --